IN THE HIGH COURT OF JUDICATURE OF BOMBAY

APPELLATE SIDE

WRIT PETITION NO. 3228 of 2006

Mamata Narayan Bhanaji & Vina Pravin Gawande .. Petitioner

versus

Pravin Laxman Gawande .. Respondent

...

Mr.Sudhir Prabhu for the petitioner.

CORAM : D.G.KARNIK, JJ

DATED : 29th June 2007.

P.C.:

1. This petition is directed against the judgement and order dated 10th October 2005 passed by the Addl. District Judge, Sindhudurg, rejecting the application by the petitioner wife for condonation of the delay in preferring the appeal against the judgement and decree of divorce.

2. Learned counsel for the petitioner fairly states that during the pendency of this Writ Petition, the petitioner has remarried. By remarriage, the petitioner has accepted the decree of divorce and has acted upon it. In the peculiar facts and circumstances of the case, in my view, no useful purpose would be served by entertaining the Writ Petition against an order refusing to condone the delay for setting aside the judgement and decree of dissolution of marriage.

3. Writ Petition is accordingly dismissed summarily.

(D.G. KARNIK, J)